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Attorney for Plaintiff
Carlos Chavez, Jr.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CARLOS CHAVEZ, JR.,

Plaintiff,

V.

COMMISSIONER OF
SOCIAL SECURITY,

Defendant,

Case No. 2:22-CV-00490-DMC

**STIPULATION AND ORDER, ON
PLAINTIFF'S THIRD REQUEST FOR
EXTENSION OF TIME TO FILE A
REPLY TO DEFENDANT'S MOTION
FOR SUMMARY JUDGMENT**

The parties stipulate through counsel that Plaintiff shall have a third extension of 15 days to file a reply in support of Plaintiff's Motion for Summary Judgment and in opposition to Defendant's Motion for Summary Judgment ("Motion") (ECF No. 15), extending the date on which Plaintiff's response is due from February 17, 2023, until March 4, 2023.

Plaintiff needs more time to respond to Defendant's Motion because the undersigned attorney for Plaintiff returned to her office on February 3, 2023, after having been on leave from the loss of her father on January 19, 2023. On February 11, 2023, the Attorney's Child experienced illness that continued to worsen for over a period of over five days, to which warranted emergency intervention on February 16, 2023. During this same time, Plaintiff's attorney was expected to complete the Reply to Defendant's Motion for Summary, she too came down with the same illness that required her Child to seek emergency medical treatment. Due to

these recent unfortunate events, this has interfered with the attorney's availability to complete the work by the required deadline.

The attorney for Plaintiff sincerely apologizes for any inconvenience to the Court, Defendant and opposing counsel. This request is made in good faith and is not intended to delay the proceedings in this matter. It is with utmost respect that consideration be given, and this Stipulation is granted to allow Petitioner's attorney appropriate time to complete the work.

Respectfully submitted,

DATE: February 20, 2023 /s/ Jody Marie Peterson
JODY MARIE PETERSON
Attorney for Plaintiff

PHILLIP A. TALBERT
United States Attorney
MATHEW W. PILE
Associate General Counsel
Social Security Administration

DATE: February 20, 2023 By /s/ Elizabeth Landgraf
ELIZABETH LANDGRAF
Special Assistant United States Attorney
Attorneys for Defendant
(as approved via email)

ORDER

Pursuant to the parties' stipulation, IT IS SO ORDERED that Plaintiff shall have an extension, up to and including March 4, 2023, to respond to Defendant's Motion for Summary Judgment.

Dated: February 27, 2023



DENNIS M. COTA
UNITED STATES MAGISTRATE JUDGE